

DOCKET NO: 214975US99

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2811
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IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :
WILLIAM J. OOMS, ET AL. : EXAMINER: NGUYEN, C.Q.
SERIAL NO: 09/978,096 :
FILED: OCTOBER 17, 2001 : GROUP ART UNIT: 2811
FOR: METHOD AND APPARATUS :
UTILIZING MONOCRYSTALLINE
INSULATOR

PETITION IN RESPONSE TO IMPROPER NOTICE OF ABANDONMENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants received a Notice of Abandonment dated May 17, 2004, in the above-identified case indicating that Applicants had failed to timely file a proper reply to the Office Action dated May 16, 2003.

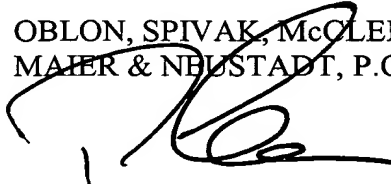
On November 7, 2003, Applicants filed a Notice of Appeal, along with a three month extension of time. This Notice of Appeal is attached hereto with a copy of Applicants' date-stamped filing receipt, and provides available extensions until June 7, 2004. Clearly, Applicants did timely respond to the May 16, 2003, Office Action. For this reason Applicants respectfully request the withdrawal of the Notice of Abandonment.

Application No. 09/978,096
Reply to Office Action of May 17, 2004

Because the abandonment of this case was a mistake on the part of the Office it is believed that no fee is due herewith. However, if a fee is due the Office is authorized to charge Deposit Account 15-0030.

Respectfully submitted,

OBLON, SPIVAK, McOLELLAND,
MAIER & NEUSTADT, P.C.



Richard L. Treanor
Attorney of Record
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(OSMMN 08/03)

COPY



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Dept.: Chemical

OSMM&N File No. 214975US99

By: RLT/dlc/

Serial No. 09/978,096

In the matter of the Application of: William J. OOMS, et al.

For: METHOD AND APPARATUS UTILIZING MONOCRYSTALLINE
INSULATOR

Due Date: November 16, 2003

The following has been received in the U.S. Patent Office on the date stamped hereon:

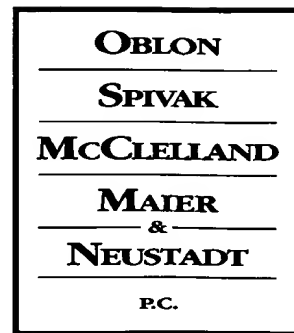
- ☒ Check for \$1,280.00
- ☒ Dep. Acct. Order Form
- ☒ Notice of Appeal
- ☒ Request for Extension of Time (three-month)





Docket No.: 214975US99

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313



ATTORNEYS AT LAW

RE: Application Serial No.: 09/978,096
Applicants: William J. OOMS, et al.
Filing Date: October 17, 2001
For: METHOD AND APPARATUS UTILIZING
MONOCRYSTALLINE INSULATOR
Group Art Unit: 2811
Examiner: NGUYEN, C.Q.

SIR:

Attached hereto for filing are the following papers:

Petition in Response to Improper Notice of Abandonment
Copy of Notice of Appeal Filed November 7, 2003
Copy of Request for Extension of Time Filed November 7, 2003
Copy of Date-Stamped Filing Receipt dated November 7, 2003

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Richard L. Treanor

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Docket No. 214975US99



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: William J. OOMS, et al.

GAU: 2811

SERIAL NO: 09/978,096

EXAMINER: NGUYEN, C.Q.

FILED: October 17, 2001

FOR: METHOD AND APPARATUS UTILIZING MONOCRYSTALLINE INSULATOR

NOTICE OF APPEAL

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants hereby appeal to the Board of Appeals from the decision dated May 16, 2003

The items checked below are appropriate:

- ☐ A Petition for Extension of Time Under 37 C.F.R. §1.136 was filed for _____ months.
- ☐ A timely response to the final rejection has been filed, as provided in 841 O.G. 1411.
- ☒ A Petition for Extension of Time for filing the Notice of Appeal is attached.

Fee: \$330.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☒ A check is Enclosed
- ☐ A credit card payment form is enclosed
- ☐ Charge to Deposit Account No. 15-0030 (an additional copy of this notice is enclosed herewith).
- ☒ Please charge any additional fees or credit any overpayment of fees required for filing the Notice of Appeal to Deposit Account No. 15-0030. A duplicate copy of this Notice is enclosed.
- ☒ If this notice is not considered timely filed by the U.S. Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this Notice is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

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Richard L. Treanor

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Docket No. 214975US99



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: William J. OOMS, et al.

SERIAL NO: 09/978,096

GAU: 2811

FILED: October 17, 2001

EXAMINER: NGUYEN, C.Q.

FOR: METHOD AND APPARATUS UTILIZING MONOCRYSTALLINE INSULATOR

**REQUEST FOR EXTENSION OF TIME
UNDER 37 C.F.R. 1.136**

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

It is hereby requested that a three month extension of time be granted to November 16, 2003 for

- ☐ filing a response to the Official Action dated:
- ☐ responding to the requirements in the Notice of Allowability dated:
- ☐ filing the Formal Drawings. The Issue Fee due has been timely filed.
- ☐ responding to the Notice to File Missing Parts of Application dated:
- ☒ filing a Notice of Appeal.
- ☐ filing an Appeal Brief. A Notice of Appeal was filed on:
- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount shown below is reduced by one-half.

The required fee of \$950.00 is enclosed herewith by check and any further charges may be made against the Attorney of Record's Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Richard L. Treanor

Registration No. 36,379

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